

**EMPIRE VILLAGE COUNCIL REGULAR MEETING**

**June 28, 2022 @ 7 PM**

**Empire Township Hall - 10088 Front Street**

**AGENDA**

**A. CALL MEETING TO ORDER AND PLEDGE OF ALLEGIANCE**

**B. ROLL CALL**

**C. CHANGES OR ADDITIONS TO THE AGENDA**

**D. ADOPTION OF THE AGENDA**

**E. PUBLIC COMMENT ON AGENDA ITEMS**

**F. CONSENT AGENDA**

- 1) Approve minutes
  - a. 05/24/2022 Regular Meeting
  - b. 06/09/2022 Work Session
- 2) Approve June Bills totaling \$\_\_\_\_\_.

*Please Note:* Any item can be removed from the consent agenda by any council member.

**G. REVIEW OF FINANCIAL STATEMENTS**

**H. COMMUNICATIONS**

**I. DEPARTMENT HEAD REPORTS**

**J. COUNCIL MEMBER / COMMITTEE REPORTS**

**K. OLD BUSINESS**

**L. NEW BUSINESS**

- 1) Street Closure Request – New Neighborhood July 4<sup>th</sup>
- 2) Drainage District Resolution

**M. PUBLIC COMMENT**

**N. COUNCIL MEMBER COMMENT**

**O. ADJOURNMENT**

## **May 24, 2022 – EMPIRE VILLAGE COUNCIL REGULAR MEETING**

President Davis called the Regular Meeting to order, and Dye led the Pledge of Allegiance at 7:00 p.m. at the Empire Township Hall. Upon a roll call, Council members Bacon, Barr, Chase, Davis, Dye, Palmer and Rademacher were present. Clerk Smith, Treasurer Nelson and DPW Superintendent Friend were also present.

**CHANGES/ADDITIONS TO AGENDA** – 5-12-22 Closed Session minutes were added to the Consent Agenda.

**ADOPTION OF AGENDA** - Motion by Rademacher, support by Dye to approve the agenda as amended. Upon a voice vote, **MOTION PASSED.**

**PUBLIC COMMENTS ON AGENDA ITEMS** - None.

**CONSENT AGENDA** – Motion by Dye, support by Rademacher to approve the Consent Agenda including minutes of the Work Session 4-26-22, Regular Meeting 5-12-22, Closed Session 5-12-22 and Bills totaling \$9,584.44. **ROLL CALL: Ayes: Bacon, Barr, Chase, Davis, Dye, Palmer, Rademacher. Nays: None. MOTION PASSED.**

**REVIEW OF FINANCIAL STATEMENTS** – Treasurer's report was received.

**COMMUNICATIONS** – None.

**DEPARTMENT HEAD REPORTS** – Friend reported on the beach area prep, water tank communication repairs, signs installed at Lake and Front St. intersection, and that the Beach Cam is not functional. It was asked if the water tank transmitter repair was submitted to the insurance as it was a lightning strike. Erosion of the entrance to Lion's Park has been repaired. A 20-foot tower will not be required at the water tank.

**COUNCIL MEMBER /COMMITTEE REPORTS** – Parks Committee minutes will be available for the next meeting.

## **OLD BUSINESS**

**SECTION 125 PREMIUM ONLY PLAN ADOPTION** – Motion by Chase, supported by Dye to approve the Section 125 POP Plan and Resolution #8 of 2022 and authorize the President to sign. **ROLL CALL: Ayes: Bacon, Barr, Chase, Davis, Dye, Palmer, Rademacher. Nays: None. MOTION PASSED.**

Motion by Chase, support by Bacon to offer 50% of premium cost as the payment in lieu of benefits per the Section 125 Plan. **ROLL CALL: Ayes: Bacon, Barr, Chase, Davis, Dye, Palmer, Rademacher. Nays: None. MOTION PASSED.**

**BEACH AMBASSADOR HIRING AND JOB DESCRIPTION** – Motion by Chase, support by Barr to lower the hiring age for beach ambassador to 16 years old. **ROLL CALL: Ayes: Bacon, Barr, Chase, Davis, Dye, Palmer, Rademacher. Nays: None. MOTION PASSED.** It was noted that the hourly rate is \$15.00.

**GROBBEL PROPOSAL FOR SOUTH BAR LAKE TESTING** – Motion by Barr, support by Chase to accept the proposal from Grobbel Environmental and invoice Empire Township

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for 50% of the total. **ROLL CALL: Ayes: Bacon, Barr, Chase, Davis, Dye, Palmer, Rademacher. Nays: None. MOTION PASSED.**

**NEW BUSINESS**

**STREET CLOSURE REQUEST – July 16<sup>th</sup> Anchor Day Parade and Street Dance - Motion by Dye, support by Barr to close the streets along the parade route from 11:45 a.m. until 1:30 p.m. and close Front St. in front of the Township Hall from 8:45 p.m. until 11:00 p.m. Upon a voice vote, the motion passed unanimously. MOTION PASSED.**

**PUBLIC COMMENT –** Appreciation was expressed for the South Bar Lake testing.

**COUNCIL MEMBER COMMENT –** Mark Breederland from Michigan Sea Grant is scheduled for a presentation on June 9<sup>th</sup>.

**ADJOURNMENT** at 7:25p.m.

Derith Smith Empire Village Clerk

*These are draft minutes for approval at the June 28, 2022, Regular Council meeting.*

## **JUNE 9, 2022 – EMPIRE VILLAGE COUNCIL WORK SESSION**

The meeting was called to order at the Empire Township Hall and the Pledge of Allegiance was led by Palmer at 7:00 p.m. Upon a roll call, Council members Bacon, Barr, Chase, Davis, Dye, Palmer and Rademacher were present. Clerk Smith was also present.

**CHANGES/ADDITIONS TO AGENDA** – None.

**ADOPTION OF AGENDA** - Motion by Dye, support by Barr to approve the agenda. Upon a voice vote, **MOTION PASSED.**

**PUBLIC COMMENTS ON AGENDA ITEMS** – None.

**COMMUNICATIONS** – None.

**PRESENTATION** – Mark Breederland of Michigan Sea Grant reviewed a research project being conducted for their program. He presented slides of Lake Michigan beach levels from 1938 thru 2021 that indicated the erosion of the shoreline and the impact of wind direction. Best practices for Empire's beach were reviewed. This included snow fencing on the beach and restoring sand to beach after seasonal storms have displaced it. A copy of the presentation was provided for Village records.

**PUBLIC COMMENT ON PRESENTATION** – None.

**DEPARTMENT HEAD REPORTS** – None.

**COUNCIL MEMBER/COMMITTEE REPORTS** – Bacon reported on the Tree Workshop and the Planning Commission meeting. Dye reported on the Parks Committee. Palmer shared minutes from the Beautification Committee.

**OLD BUSINESS** – None.

### **NEW BUSINESS**

**TEMPORARY TREASURER POSITION** – Davis reviewed a letter of resignation from Treasurer Nelson effective June 30th. He appointed Shannon Schultz to the remainder of this term. **Motion by Bacon, support by Barr to accept the resignation of Sheree Nelson effective June 30, 2022. ROLL CALL: Ayes: Bacon, Barr, Chase, Davis, Dye, Palmer, Rademacher. Nays: None. MOTION PASSED.**

**Motion by Bacon, support by Palmer to confirm the appointment of Shannon Schultz to fulfill the remainder of the Treasurer's term ending November 30, 2022. ROLL CALL: Ayes: Bacon, Barr, Chase, Davis, Dye, Palmer, Rademacher. Nays: None. MOTION PASSED.**

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PORTABLE RESTROOMS – Discussion included whether these were a benefit to residents, responsibility to provide, impact on existing farmer’s market and neighbors, and the location of existing facilities. **Motion by Dye, support by Palmer to install two porta johns (one regular and one handicap) and locate them at the open space for 3 months. ROLL CALL: Ayes: Dye, Palmer, Rademacher. Nays: Bacon, Barr, Chase, Davis. MOTION DEFEATED.**

**PUBLIC COMMENT** – A disdainful comment was made regarding those Council members voting against the motion for portable restrooms.

**COUNCIL MEMBER COMMENT** – Comments in support of portable restrooms were repeated.

**ADJOURNMENT** at 8:18 p.m.

Derith Smith Empire Village Clerk

*These are draft minutes for approval at the June 28, 2022, Regular Council meeting.*

# Cash Balance by Fund May 2022

	GF	MSF	LSF	DSF	WF	EQF	MF
Huntington 4/30 Balance					\$ 158,349.84		\$ -
001 Receipts					\$ 5,912.47		
Dispersals					\$ 43.18		
Ending 5/31/2022	\$ -	\$ -	\$ -	\$ -	\$ 164,219.13	\$ -	\$ -
SSB 4/30 Balance	\$ 179,614.32	\$ 62,625.68	\$ 61,855.11	\$ 14,857.59	\$ 7,898.95	\$ 17,127.28	\$ 564.19
PM ADJ	\$ 1,724.21				\$ 96.54		\$ 89.00
004 Receipts	\$ 2,338.31	\$ 1,915.20	\$ 4,603.95	\$ 0.57	\$ 20,000.31	\$ 7,711.50	\$ 0.03
Dispersals	\$ 45,834.96	\$ 668.55	\$ 2,165.74	\$ 16,496.25	\$ 24,233.27	\$ 1,284.31	
Ending 5/31/2022	<b>\$ 137,841.88</b>	<b>\$ 63,872.33</b>	<b>\$ 64,293.32</b>	<b>\$ (1,638.09)</b>	<b>\$ 3,665.99</b>	<b>\$ 23,554.47</b>	<b>\$ 653.22</b>
SSB Sweep 4/30 Balance	\$ 230,404.56	\$ 136,405.55	\$ 143,678.50		\$ 46,371.84	\$ 249,921.17	\$ 10,011.39
Internal Transfer	\$ (25,000.00)		\$ 25,000.00				
009 Receipts	\$ 20,060.88	\$ 40.44	\$ 50.00		\$ 13.75	\$ 74.09	\$ 2.97
Dispersals					\$ 20,000.00		
Ending 5/31/2022	\$ 225,465.44	\$ 136,445.99	\$ 168,728.50	\$ -	\$ 26,385.59	\$ 249,995.26	\$ 10,014.36
CD 4/30 Balance	\$ 256,749.78	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
003 Receipts		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Dispersals		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Ending 5/31/2022	\$ 256,749.78	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total Cash Balance	\$ 620,057.10	\$ 200,318.32	\$ 233,021.82	\$ (1,638.09)	\$ 194,270.71	\$ 273,549.73	\$ 10,667.58

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**deputyclerk@villageofempire.com**

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**From:** Derith Smith <clerk@villageofempire.com>  
**Sent:** Friday, June 10, 2022 11:56 AM  
**To:** Dan Davis; Maggie Bacon; Sam Barr; Linda Chase; March Dye; Sue Palmer; Thomas Rademacher  
**Subject:** Fwd: Thank you! - Presentation Attached  
**Attachments:** Empire Village Beach Final 6-9-22sm.pdf

FYI

*Derith A. Smith*  
Empire Village Clerk  
11518 S LaCore St., PO Box 253  
Empire, MI 49630  
231-326-5466

**PLEASE NOTE: All correspondence to and from this address is subject to the Michigan Freedom of Information Act (FOIA) and may be disclosed to third parties.**

----- Original Message -----

From: "Breederland, Mark" <breederl@msu.edu>  
To: Sue Palmer <sioux.palmer@gmail.com>, Maggie Bacon <magbacon@gmail.com>  
Cc: "clerk@villageofempire.com" <clerk@villageofempire.com>  
Date: June 10, 2022 8:42 AM  
Subject: Thank you! - Presentation Attached

6/10/22

Dear Village Councilmembers Sue Palmer and Maggie Bacon:

Thank you so much for scheduling the time at the Empire Village Council work session on 6/9/22 for me to present a few comments on Lake Michigan beach dynamics and some thoughts and applications/overview on Empire's Lake Michigan Beach Park.

I have attached the presentation in a down-sized PDF for your use.

I mentioned two key websites if you wanted to investigate more:

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Michigan's Great Lakes Shorelines Throughout Time – developed by Michigan Tech and funded by Michigan EGLE/Coastal Zone Management this is a bit like google maps and not too hard to zoom in on Empire shoreline.

Cape Cod Coastal Planner – has an adaptation strategies matrix and educational fact sheets such as dune restoration/creation; revetment; etc etc. Lots of good information and pictures and again, Michigan is investigating adapting this for use in Michigan – I can keep you posted on this.

I'm glad to come back at some point if it would be "value added" and/or work with Dr. Meadows schedule to see if he can visit sometime during his travels.

Thanks again and it was a great pleasure to put together this info and present to the Village Council and public.

Best, Mark

P.S. our family enjoyed a nice beautiful hike on Empire Bluffs trail after the meeting and was a great night! Filling out my Leelanau County juror info sheet later today, ha!

~~~~~

Mark Breederland, Michigan Sea Grant Extension, Northwest Michigan

Grand Traverse MSU Extension

520 W Front St Ste A

Traverse City, MI 49684

231.922.4628 (o) / 231-947-MSUE (fax)

231.590.0413 (c)

[breederl@msu.edu](mailto:breederl@msu.edu)

<http://www.miseagrant.umich.edu>

*Serving Manistee, Benzie, Leelanau, Grand Traverse, Antrim, Charlevoix, & Emmet Counties and beyond*



Dpw report

The two dead Trees at beach were removed by ryan and I , we placed benches over stumps for safety purposes till they are removed. Looking for a good stump remover to get prices for stumps around town. Also trimmed all trees above sidewalk from beach sing down to park, opened it up quite well.

Water system is well , pumping rates are much lower than last year so far, I suspect that leak on front street started early last year. Will get supplies needed for tank drain extension some time in July and schedule time for ryan and I to install.

Beach restrooms and privacy walls have been painted ( short of back wall of bathrooms , bugs have returned and need to wait till they subside again, they stick to the paint bad and look horrible so we need to wait)

Stripping is done, Keith did a great job, we also had Keith strip cross hatches at the corner , and than ryan and I installed a sign and blocks to discourage people from turning left at the pumphouse exit. Will see how it goes over the fourth. Please check it and make sure you all are ok with what we did.

Sidewalk extension at lake and niagra is being done as I write this should be done by Monday , to correspond with the new crosswalk that was stripped last week

Brush pile has been very busy we have keep up with moving it but are a little behind on burning , will be a very large burn we will wait till we get some good rain days to burn.

Wayne started , mowing is going very well this year he works wed thur Friday as needed in shalda park streets and we mow the beach park every Friday.

Still working on getting quotes to repair the bad spots in sidewalks around town , the lifting is not going well, talked with a few contractors who stated they have never found anyone it the area who does lifting locally. So per dans request am trying to get quotes on replacing lifted sections, hard to find people with time to even quote.

As always, any questions or comments for ryan or myself, our office is always open.

Respectfully

John friend

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**VILLAGE OF EMPIRE**  
**Zoning Administrator's Report**

**May/June 2022**

Reviewed and approved Vendor, Mass Gathering and Temporary Outdoor permits for the Empire Business Association's Asparagus Festival, June 4, 2022, from noon to 6 p.m. Vendors to be situated on Front St. between Union and LaRue Streets.

Reviewed and approved LUP #006-22 for a one-story, residential addition at 11260 S. Lake Michigan Ave. within the General Residential District, Parcel No. 45-041-824-026-00, A.Moss/builder KA Construction.

Reviewed and approved a sign permit in the Gateway Commercial District at 11537 S. Leelanau Highway, Parcel #45-041-900-600-00 (Image 360).

Reviewed and approved a fence permit at 11907 Pokagan St., Parcel No. #45-041-550-023-00 New Neighborhood (T & S Avis).

Reviewed and approved a shed/accessory structure permit at 12000 S. LaCore St., Parcel No. #45-041-719-018-00 (K & A Chapman).

Reviewed and approved an amended LUP #007-21 for a new detached garage/accessory dwelling at 9993 W. South St., Parcel No. #45-041-550-043-00 New Neighborhood (Sonnema/DeWitt).

Wrote and delivered a letter of support for the Empire Associates' grant application to restore the Empire Barn/Livery Stable per the direction of the Village Council.

Sent point of sale septic notices of violation to 11798 Storm Hill Dr., 11055 W. Florence St., 11231 LaCore St., and 11493 LaCore St. Follow-up with each parcel owner is forth-coming.

*Provided numerous questions answered regarding zoning requirements for landowner/residents (esp. setbacks), short-term rentals, accessory buildings, accessory dwellings & tiny houses for prospective property buyers and their agents.*

**/s/Christopher P. Grobbel, Zoning Administrator**  
**Village of Empire**

**deputyclerk@villageofempire.com**

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**From:** Todd Avis <tavis@leelanauedgroup.com>  
**Sent:** Saturday, May 28, 2022 6:23 AM  
**To:** Darlene Friend; Dr. Mark Murrey  
**Subject:** Road closure

The NN would like to request road closure for our annual neighborhood breakfast on July 4, 2022 from 9:00 am to 11:00 am.

Please have DPW drop off the barricades on July 1. We will return them in July 5.

Please confirm receipt of this request.

Thank you.

Todd Avis

Sent from my iPhone

**VILLAGE OF EMPIRE**

**RESOLUTION NO. \_\_ of 2022**

**A Resolution Authorizing the Village of Empire to Assign Easements to South Bar Lake Outlet, Recorded as Document Nos. 2020004386 and 2020004388, Leelanau County Records, to the South Bar Lake Drain Drainage District**

At the regularly scheduled meeting of the Village Council for the Village of Empire, County of Leelanau, State of Michigan, held on the \_\_\_\_ day of \_\_\_\_\_, 2022.

PRESENT: \_\_\_\_\_

ABSENT: \_\_\_\_\_

The following resolution was offered by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_.

**WHEREAS**, on June 1 and June 6, 2020, the Village of Empire obtained two easements for the South Bar Lake Outlet, located in Empire Township, Leelanau County, Michigan ("South Bar Lake Outlet Easements") in order to maintain the outlet and to ensure regular and efficient drainage of South Bar Lake; and

**WHEREAS**, the South Bar Lake Outlet Easements are attached hereto as **Exhibit A**; and

**WHEREAS**, on June 11, 2020, the Village of Empire filed an application to lay out and designate a county drain drainage district and a petition to locate, establish, and construct a drain with the Leelanau County Drain Commissioner; and

**WHEREAS**, on October 22, 2020, a Board of Determination issued an Order of Necessity determining that the South Bar Lake Drain was necessary and conducive to the public health, convenience, or welfare; and

**WHEREAS**, the Michigan Drain Code, Public Act 40 of 1956, as amended ("Drain Code") requires a drain commissioner to obtain drain easements along the entire route and course of a county drain; and

**WHEREAS**, the Leelanau County Drain Commissioner desires to obtain the South Bar Lake Outlet Easements on behalf of the South Bar Lake Drain Drainage District and the Village of Empire is agreeable to the assignment of said easements; and

**WHEREAS**, Paragraph 9 of the South Bar Lake Outlet Easements contemplates that the parties are able to assign said easements.

**NOW, THEREFORE, IT IS RESOLVED THAT**, the Village of Empire hereby authorizes the assignment of the South Bar Lake Outlet Easements, Recorded as Document Nos. 2020004386 and 2020004388, Leelanau County Records, to the South Bar Lake Drain Drainage District.

**BE IT FURTHER RESOLVED THAT**, the Council President is authorized to execute any documents required to effectuate the assignment of said easements.

ADOPTED: YEAS: \_\_\_\_\_

NAYS: \_\_\_\_\_

The Resolution was declared adopted.

\_\_\_\_\_  
Dan M. Davis, Village President

#### **CERTIFICATION**

I hereby certify that the foregoing is a true copy of Resolution No. \_\_ of 2022, which was adopted by the Village Council for the Village of Empire at a regular meeting held on \_\_\_\_\_, 2022.

\_\_\_\_\_  
Derith A. Smith, Village Clerk

**ASSIGNMENT AND ASSUMPTION OF EASEMENTS**

**SOUTH BAR LAKE DRAIN**

**Village of Empire**, a Michigan municipal corporation, whose address is 11518 LaCore Street, Empire, Michigan 49630 ("Assignor"), for good and valuable consideration, the receipt of which is hereby acknowledged by Assignor, hereby assigns to the **South Bar Lake Drain Drainage District**, a Michigan public body corporate, c/o Leelanau County Drain Commissioner, 8527 E. Government Center Drive, Suite #205, Suttons Bay, Michigan 49682 ("Assignee"), all of Assignor's right, title and interest, if any, in, to and under:

**South Bar Lake Outlet Easements**, as recorded on July 22, 2020, Document Nos. 2020004386 and 2020004388, Leelanau County Records, attached hereto as **Exhibit A**, in certain land described as:

**EASEMENT DESCRIPTION "A" (WIDTH VARIES):**

PART OF GOVERNMENT LOT 1, SECTION 24, TOWNSHIP 28 NORTH, RANGE 15 WEST, EMPIRE TOWNSHIP, LEELANAU COUNTY, MICHIGAN DESCRIBED AS COMMENCING AT THE EAST 1/4 CORNER OF SAID SECTION; THENCE NORTH 89°57'07" WEST ALONG THE EAST-WEST 1/4 LINE 2137.72 FEET; THENCE NORTH 02°26'23" EAST 14.10 FEET; THENCE NORTH 20°52'53" EAST 96.61 FEET; THENCE NORTH 05°30'53" EAST 162.89 FEET; THENCE NORTH 68°38'07"W 126.39 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 68°38'07" WEST 133.61 FEET; THENCE NORTH 03°26'53" EAST 21.02 FEET; THENCE SOUTH 68°38'07" EAST 88.89 FEET; THENCE SOUTH 17°57'51" WEST 8.01 FEET; THENCE SOUTH 68°38'07" EAST 50.00 FEET; THENCE SOUTH 18°00'57" WEST 12.00 FEET TO THE POINT OF BEGINNING. CONTAINING 2,325 SQUARE FEET.

**EASEMENT DESCRIPTION "B" (WIDTH VARIES):**

PART OF GOVERNMENT LOT 1, SECTION 24, TOWNSHIP 28 NORTH, RANGE 15 WEST, EMPIRE TOWNSHIP, LEELANAU COUNTY, MICHIGAN DESCRIBED AS COMMENCING AT THE EAST 1/4 CORNER OF SAID SECTION; THENCE NORTH 89°57'07" WEST ALONG THE EAST-WEST 1/4 LINE 2137.72 FEET; THENCE NORTH 02°26'23" EAST 14.10 FEET; THENCE NORTH 20°52'53" EAST 96.61 FEET; THENCE NORTH 05°30'53" EAST 162.89 FEET; THENCE NORTH 68°38'07"W 126.39 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 18°00'57" WEST 12.00 FEET; THENCE NORTH 68°38'07" WEST 50.00 FEET; THENCE SOUTH 18°50'35" WEST 3.00 FEET; THENCE NORTH 68°38'07" WEST 79.59 FEET; THENCE NORTH 03°26'53" EAST 15.76 FEET; THENCE SOUTH 68°38'07" EAST 133.61 FEET TO THE POINT OF BEGINNING. CONTAINING 1,823 SQUARE FEET.

Assignee hereby accepts the foregoing assignment and assumes and agrees to perform all of the obligations of Assignor, if any, under the aforementioned Easements.

This conveyance is exempt pursuant to MCL 207.505(a) and MCL 207.526(a).

IN WITNESS WHEREOF, Assignor has caused this Assignment and Assumption of Easements to be executed as of this \_\_\_\_ day of \_\_\_\_\_, 2022.

**ASSIGNOR:**

VILLAGE OF EMPIRE

\_\_\_\_\_  
By: Dan M. Davis  
Its: Council President

STATE OF MICHIGAN     )  
                                          ) SS.  
COUNTY OF \_\_\_\_\_ )

This instrument was acknowledged before me in Leelanau County, Michigan, on the \_\_\_\_ day of \_\_\_\_\_, 2022, by Dan Davis, Council President on behalf of the Village of Empire, a Michigan municipal corporation.

\_\_\_\_\_  
Print Name of Notary Public: \_\_\_\_\_  
Notary Public, State of Michigan, County of \_\_\_\_\_  
My commission expires: \_\_\_\_\_  
Acting in the County of \_\_\_\_\_

[SIGNATURES AND ACKNOWLEDGMENTS CONTINUED ON FOLLOWING PAGE]

IN WITNESS WHEREOF, Assignee has caused this Assignment and Assumption of Easement to be executed as of this \_\_\_\_ day of \_\_\_\_\_, 2022.

**ASSIGNEE:**

SOUTH BAR DRAIN DRAINAGE DISTRICT, a  
Michigan public body corporate

By: \_\_\_\_\_  
Steve Christensen, Leelanau County Drain  
Commissioner

STATE OF MICHIGAN     )  
                                      ) SS.  
COUNTY OF \_\_\_\_\_ )

This instrument was acknowledged before me in Leelanau County, Michigan, on the \_\_\_\_  
day of \_\_\_\_\_, 2022, by Steve Christensen, Leelanau County Drain Commissioner.

\_\_\_\_\_  
Print Name of Notary Public: \_\_\_\_\_  
Notary Public, State of Michigan, County of \_\_\_\_\_  
My commission expires: \_\_\_\_\_  
Acting in the County of \_\_\_\_\_

**Drafted by:**  
Lauren K. Burton (P76471)  
Clark Hill PLC  
151 S. Old Woodward, Suite 200  
Birmingham, Michigan 48009

**When Recorded Return To:**  
Steve Christensen  
Leelanau County Drain Commissioner  
8527 E. Government Center Dr., Ste 205  
Suttons Bay, Michigan 49682